1 **(3)** "Department" means the department of financial institutions.

2 **(4)** "Registrant" means a person who is registered under ss. 202.12 to 202.14
3 or 202.22.

4 **(5)** "Registration" means a registration the department issues under ss. 202.12
5 to 202.14 or 202.22.

6 **202.02 General duties and powers. (1)** The department may issue
7 subpoenas for the attendance of witnesses and the production of documents or other
8 materials prior to the commencement of a disciplinary or other proceeding under this
9 chapter.

10 **(2)** The department shall establish the content and form of each type of
11 registration. Upon the request of a registrant and payment of a $10 fee, the
12 department may issue to a registrant a wall certificate.

13 **(3)** The department may require a registrant to do any of the following:

14 (a) Display the registrant's certificate of registration in a conspicuous place in
15 the registrant's office or place of business.

16 (b) Post a notice in a conspicuous place in the registrant's office or place of
17 business describing the procedures for filing a complaint against the registrant.

18 **(4)** (a) The department shall require each applicant to provide his or her social
19 security number with the applicant's application for a registration or registration
20 renewal, or, if the applicant is not an individual, the department shall require the
21 applicant to provide its federal employer identification number.

22 (b) If an applicant is an individual who does not have a social security number,
23 the applicant shall submit a statement to the department made or subscribed under
24 oath that the applicant does not have a social security number. The department of

1 children and families shall prescribe the form of the statement. A registration issued
2 in reliance upon a false statement submitted under this paragraph is invalid.
3 (c) The department may not disclose a social security number obtained under
4 par. (a) to any person except the department of children and families to administer
5 s. 49.22 and the department of revenue to request certifications under s. 73.0301 and
6 administer state taxes.
7 **(5)** The department shall cooperate with the departments of justice, health
8 services, and children and families to develop and maintain a computer linkup to
9 provide access to information regarding the current status of a registration,
10 including whether the registration has been restricted in any way.
11 **(6)** (a) The department may conduct an investigation to determine whether an
12 applicant satisfies any of the eligibility requirements specified for the registration,
13 including whether the applicant does not have an arrest or conviction record. In
14 conducting an investigation under this paragraph, the department may require an
15 applicant to provide any information that is necessary for the investigation, except
16 that, for an investigation of an arrest or conviction record, the department shall
17 comply with the requirements under par. (d).
18 (b) A registrant who is convicted of a felony or misdemeanor anywhere shall
19 send a notice of the conviction by 1st class mail to the department within 48 hours
20 after the entry of the judgment of conviction.
21 (c) The department may investigate whether an applicant or registrant has
22 been charged with or convicted of a crime.
23 (d) 1. Except as provided in subd. 2., the department may not require that an
24 applicant or registrant be fingerprinted or submit fingerprints in connection with a
25 registration.

2. The department may require a person for whom the department conducts an investigation under par. (c) to be photographed and fingerprinted on 2 fingerprint cards, each bearing a complete set of the person's fingerprints. The department of justice may submit the fingerprint cards to the federal bureau of investigation to verify the identity of the persons fingerprinted and obtain records of their criminal arrests and convictions.

(e) The department shall charge an applicant the fees, costs, or other expenses the department incurs for conducting an investigation under this subsection.

(7) The department may require the electronic submission of an application for registration or registration renewal or any other document or information that may be submitted to the department under this chapter.

202.025 Registration renewal; denial of registration or registration renewal. (1) NOTICE OF RENEWAL. (a) The department shall give a notice of renewal to each registrant at least 30 days before the renewal date of the registration. The department may give that notice by electronic transmission.

(b) Failure to receive a notice of renewal is not a defense in any disciplinary proceeding against a registrant or in any proceeding against a former registrant for practicing without a registration. Failure to receive a notice of renewal does not relieve a registrant from the obligation to pay a penalty for late renewal under sub. (2).

(2) LATE RENEWAL. (a) If the department does not receive an application to renew a registration before the applicable renewal date, the registrant may restore the registration by paying, within 60 days after the renewal date, the renewal fee and late fee determined by the department under s. 202.08.

1 **(3)** DENIAL OF REGISTRATION OR REGISTRATION RENEWAL. (a) 1. Notwithstanding
2 ss. 202.12 to 202.14 and 202.23, if the department determines that an applicant for
3 registration or registration renewal has failed to comply with any applicable
4 requirement for renewal, or that the denial of an application for registration or
5 registration renewal is necessary to protect the public health, safety, or welfare, the
6 department may summarily deny the application for registration or registration
7 renewal.

8 2. If the department denies an application for registration or registration
9 renewal under subd. 1., the department shall provide the applicant with a notice of
10 denial that states the facts or conduct giving rise to the denial and states that the
11 applicant may, within 30 days after the date stated on the notice of denial, file a
12 written request with the department for the department to review the denial at a
13 hearing.

14 (b) This subsection does not apply to a denial of a registration or registration
15 renewal under s. 202.03 or 202.035 (2) (b).

16 **202.03 Registration denial, nonrenewal, or revocation based on tax**
17 **delinquency.** Notwithstanding ss. 202.12 to 202.14 and 202.22, the department
18 shall deny an application for an initial registration or for registration renewal, or
19 revoke a registration, if the department of revenue certifies under s. 73.0301 that the
20 applicant or registrant is liable for delinquent taxes, as defined in s. 73.0301 (1) (c).

21 **202.035 Delinquency in support payments; failure to comply with**
22 **subpoena or warrant. (1)** In this section, "support" has the meaning given in s.
23 49.857 (1) (g).

1 **(2)** Notwithstanding ss. 202.12 to 202.14 and 202.22, the department shall do
2 all of the following, subject to the memorandum of understanding between the
3 department and the department of children and families under s. 49.857:

4 (a) Restrict, limit, or suspend a registration, or deny an application for an
5 initial registration, if the registrant, applicant, or a controlling person of the
6 registrant or applicant is delinquent in paying support or fails to comply, after
7 appropriate notice, with a subpoena or warrant related to support or paternity
8 proceedings that is issued by the department of children and families or a county
9 child support agency under s. 59.53 (5).

10 (b) Deny an application for registration renewal if the registrant or a
11 controlling person of the registrant is delinquent in paying support or fails to comply,
12 after appropriate notice, with a subpoena or warrant related to support or paternity
13 proceedings that is issued by the department of children and families or a county
14 child support agency under s. 59.53 (5).

15 **202.04 Voluntary surrender of registration.** A registrant may voluntarily
16 surrender his or her registration. The department may refuse to accept that
17 surrender if a complaint has been filed or a disciplinary proceeding has been
18 commenced against the registrant.

19 **202.05 Nondisclosure of certain personal information. (1)** In this
20 section:

21 (a) "List" means information compiled or maintained by the department that
22 contains the personal identifiers of at least 10 individuals.

23 (b) "Personal identifier" means a social security number, telephone number,
24 street name and number, electronic mail address, or post–office box number.

1 **(2)** If a form that the department requires an individual to complete in
2 connection with a registration or registration renewal under this chapter requires
3 the individual to provide a personal identifier of the individual, the form shall
4 include a place for the individual to declare that the individual's personal identifier
5 may not be disclosed on any list that the department furnishes to another person.

6 **(3)** If the department requires an individual to provide in person or by
7 telephone or other electronic means a personal identifier of the individual in
8 connection with a registration or registration renewal under this chapter, the
9 department shall provide the individual an opportunity to declare that the
10 individual's personal identifier may not be disclosed on any list that the department
11 furnishes to another person.

12 **(4)** Upon request, the department shall provide to a registrant who is an
13 individual a form that includes a place for the individual to declare that the
14 individual's personal identifier may not be disclosed on any list that the department
15 furnishes to another person.

16 **(5)** (a) Except as provided in par. (b), the department may not disclose on any
17 list that it furnishes to another person a personal identifier of any individual who has
18 made a declaration under sub. (2), (3), or (4).

19 (b) Paragraph (a) does not apply to a list that the department furnishes to
20 another state agency, a law enforcement agency, or a federal governmental agency.
21 A state agency that receives a list from the department containing a personal
22 identifier of an individual who has made a declaration under sub. (2), (3), or (4) may
23 not disclose the personal identifier to any person other than a state agency, a law
24 enforcement agency, or a federal governmental agency.

1 **202.055 Change of name or address. (1)** An applicant or registrant that
2 undergoes a change of name or address shall notify the department of the applicant's
3 or registrant's new name or address within 30 days after the change in writing or in
4 accordance with other notification procedures approved by the department.
5 **(2)** The department may serve any process, notice, or demand on a registrant
6 by mailing it to the last–known address of the registrant as indicated in the
7 department's records, or by other means established by the department by rule.
8 **(3)** Any person who fails to comply with sub. (1) shall be subject to a forfeiture
9 of $50.
10 **202.06 Disciplinary proceedings; enforcement of laws requiring**
11 **registration. (1)** INVESTIGATIONS. The department may conduct investigations and
12 hold hearings to determine whether any person has violated this chapter or any rule
13 promulgated under this chapter.
14 **(2)** DISCIPLINARY ACTION. The department may reprimand a registrant or deny,
15 limit, suspend, revoke, restrict, refuse to renew, or otherwise withhold a registration
16 if the department finds that an applicant, registrant, or controlling person has done
17 any of the following:
18 (a) Made a material misrepresentation or false statement in an application for
19 registration or registration renewal or in any other information submitted to the
20 department or in a report under s. 108.067.
21 (b) Violated this chapter or a rule promulgated under this chapter.
22 **(3)** FORFEITURE. In addition to or in lieu of a reprimand or a denial, limitation,
23 suspension, revocation, restriction, nonrenewal, or other withholding of a
24 registration under sub. (2), the department may assess against an applicant,

registrant, or controlling person a forfeiture of not more than $1,000 for each violation.

(5) INJUNCTION. If it appears upon complaint to the department or the department otherwise knows that any person has violated this chapter, the department or the district attorney of the proper county may investigate and may, in addition to any other remedies, bring action in the name of and on behalf of the state against that person to enjoin the person from committing further violations of this chapter.

(6) PRACTICE WITHOUT A REGISTRATION. (a) If, after holding a public hearing, the department determines that a person has engaged in a practice or used a title without a required registration, the department may issue a special order enjoining the person from continuing the practice or use of the title.

(b) In lieu of holding a public hearing, if the department has reason to believe that a person has engaged in a practice or used a title without a required registration, the department may petition the circuit court for a temporary restraining order or an injunction as provided in ch. 813.

(c) 1. Any person who violates a special order issued under par. (a) may be required to forfeit not more than $10,000 for each offense. Each day of continued violation constitutes a separate offense. The attorney general or any district attorney may commence an action in the name of the state to recover a forfeiture under this subdivision.

2. Any person who violates a temporary restraining order or an injunction issued by a court upon a petition under par. (b) may be fined not less than $25 nor more than $5,000 or imprisoned for not more than one year in the county jail or both.

1 **(7)** JUDICIAL REVIEW. Any person who is aggrieved by any action taken under
2 this chapter by the department, its officers, or agents may apply for judicial review
3 as provided in ch. 227.

4 **202.07 Administrative warnings. (1)** If the department determines during
5 an investigation of a complaint against a registrant that there is evidence that the
6 registrant committed misconduct, the department may close the investigation by
7 issuing an administrative warning to the registrant if the department determines
8 that no further disciplinary action is warranted, the complaint involves a first
9 occurrence of a minor violation, and the issuance of an administrative warning
10 adequately protects the public.

11 **(2)** A registrant may obtain review of an administrative warning through a
12 personal appearance before the department.

13 **(3)** (a) An administrative warning does not constitute an adjudication of guilt
14 or the imposition of discipline and, except as provided in par. (b), may not be used as
15 evidence that the registrant is guilty of the alleged misconduct.

16 (b) If the department receives a subsequent complaint of misconduct by a
17 registrant against whom the department issued an administrative warning, the
18 department may reopen the matter that gave rise to the administrative warning and
19 commence disciplinary proceedings against the registrant, and the administrative
20 warning may be used as evidence that the registrant had actual notice that the
21 misconduct that was the basis for the administrative warning was contrary to law.

22 **(4)** An administrative warning is a public record subject to inspection or
23 copying under s. 19.35.

24 **202.08 Fees. (1)** The department shall determine the fees for an initial
25 registration and for a registration renewal, including late fees for each type of

1 registration under ss. 202.12 to 202.14 and 202.22 based on the department's
2 administrative and enforcement costs under this chapter.

3 **(2)** Before the department makes any fee adjustment under sub. (1), the
4 department shall send a notification of the proposed fee adjustments to the
5 cochairpersons of the joint committee on finance. If the cochairpersons of the
6 committee do not notify the secretary of financial institutions within 14 working
7 days after the date of the department's notification that the committee has scheduled
8 a meeting for the purpose of reviewing the proposed fee adjustments, the fee
9 adjustments may be made as proposed. The department shall notify registrants of
10 the fee adjustments by posting the fee adjustments on the department's Internet site
11 and in registration renewal notices sent to affected registrants under s. 202.025 (1).
12 If, within 14 working days after the date of the department's notification, the
13 cochairpersons of the committee notify the secretary of financial institutions that the
14 committee has scheduled a meeting for the purpose of reviewing the proposed fee
15 adjustments, the fee adjustments may be made only upon approval of the committee.

16 **202.09 Debit or credit card payments; collection of registration for**
17 **nonpayment by financial institution. (1)** If the department permits the
18 payment of a fee by use of a debit or credit card, the department may charge a service
19 charge for each transaction in addition to the fee being paid. The service charge shall
20 be sufficient to cover the cost to the department of permitting the payment of a fee
21 by debit or credit card.

22 **(2)** If a registrant pays a fee required under this chapter by check or by debit
23 or credit card and the check is not paid by the financial institution upon which the
24 check is drawn or if the demand for payment under the debit or credit card
25 transaction is not paid by the financial institution upon which demand is made, the

department may cancel the registration after 60 days after the department receives a notice of nonpayment from the financial institution, subject to sub. (3).

(3) At least 20 days before canceling a registration under sub. (2), the department shall provide a notice to the registrant that informs the registrant that the check or demand for payment under the debit or credit card transaction was not paid by the financial institution and that the registrant's registration may be canceled, unless the registrant does all of the following before that date:

(a) Pays the fee for which the unpaid check or demand for payment under the debit or credit card transaction was issued.

(b) Pays any applicable late fee.

(c) Pays the charge for an unpaid draft established by the depository selection board under s. 20.905 (2).

(4) The department may extend the date for cancellation to allow the registrant additional time to comply with sub. (3) (a) to (c).

(5) The department may reinstate a registration that it cancelled under this section only if the former registrant complies with sub. (3) (a) to (c) and pays a $30 reinstatement fee.

202.095 Rules. The department shall promulgate rules to implement this chapter.

202.11 **(5m)** "Department" means the department of financial institutions.

202.21 **(3m)** "Department" means the department of financial institutions.

***–0749/2.15*SECTION 1998.** 224.42 (1) (a) of the statutes is amended to read:

224.42 **(1)** (a) "Financial institution" has the meaning given in ~~12 USC 3401 (1)~~ s. 49.45 (4m) (a) 3.

***–0063/4.54*SECTION 1999.** 227.01 (13) (im) of the statutes is repealed.

1 ***–1105/P4.9*SECTION 2000.** 227.01 (13) (Lr) of the statutes is created to read:
2 227.01 **(13)** (Lr) Determines what constitutes high–demand fields for purposes
3 of s. 38.28 (2) (be) 1. b.
4 ***–1137/P4.39*SECTION 2001.** 227.01 (13) (sm) of the statutes is created to read:
5 227.01 **(13)** (sm) Is a standard or statement of policy adopted by the charter
6 school oversight board.
7 ***–1485/P2.100*SECTION 2002.** 227.01 (13) (ur) of the statutes is repealed.
8 ***–1092/2.96*SECTION 2003.** 227.03 (7m) of the statutes is amended to read:
9 227.03 **(7m)** Except as provided in s. ~~101.143~~ 292.63 (6s), this chapter does not
10 apply to proceedings in matters that are arbitrated under s. ~~101.143~~ 292.63 (6s).
11 ***–1485/P2.101*SECTION 2004.** 227.42 (7) of the statutes is repealed.
12 ***–1092/2.97*SECTION 2005.** 227.44 (8) of the statutes is amended to read:
13 227.44 **(8)** A stenographic, electronic or other record of oral proceedings shall
14 be made in any class 2 or class 3 proceeding and in any class 1 proceeding when
15 requested by a party. Each agency may establish rules relating to the transcription
16 of the record into a written transcript and the providing of free copies of the written
17 transcript. Rules may require a purpose for transcription which is deemed by the
18 agency to be reasonable, such as appeal, and if this test is met to the satisfaction of
19 the agency, the record shall be transcribed at the agency's expense, except that in
20 preparing the record for judicial review of a decision that was made in an appeal
21 under s. 227.47 (2) or in an arbitration proceeding under s. ~~101.143~~ 292.63 (6s) or
22 230.44 (4) (bm) the record shall be transcribed at the expense of the party petitioning
23 for judicial review. Rules may require a showing of impecuniousness or financial
24 need as a basis for providing a free copy of the transcript, otherwise a reasonable
25 compensatory fee may be charged. If any agency does not promulgate such rules,

then it must transcribe the record and provide free copies of written transcripts upon request. In any event, an agency shall not refuse to provide a written transcript if the person making the request pays a reasonable compensatory fee for the transcription and for the copy. This subsection does not apply where a transcript fee is specifically provided by law.

***–0492/6.18*SECTION 2006.** 230.03 (8m) of the statutes is created to read:

230.03 **(8m)** "Continuous service" means service performed while employed by a state agency or by the Board of Regents of the University of Wisconsin System.

***–1235/5.3*SECTION 2007.** 230.08 (2) (e) 5. of the statutes is amended to read:

230.08 **(2)** (e) 5. Health services — ~~9~~ 10.

***–0026/2.1*SECTION 2008.** 230.08 (2) (e) 5m. of the statutes is amended to read:

230.08 **(2)** (e) 5m. Historical society — ~~5~~ 4.

***–0315/1.1*SECTION 2009.** 230.08 (2) (e) 11m. of the statutes is amended to read:

230.08 **(2)** (e) 11m. Safety and professional services — ~~8~~ 9.

***–1207/P2.1*SECTION 2010.** 230.08 (2) (e) 13. of the statutes is amended to read:

230.08 **(2)** (e) 13. Veterans affairs — ~~3~~ 4.

****NOTE: This is reconciled s. 230.08 (2) (e) 13. This SECTION has been affected by drafts with the following LRB numbers: –0391 and –1207.

***–0707/2.5*SECTION 2011.** 230.08 (2) (fs) of the statutes is amended to read:

230.08 **(2)** (fs) All deputies of department secretaries appointed under s. 15.04 (2) ~~and executive assistants~~, assistant deputy secretaries to department secretaries appointed under s. 15.05 (3), ~~including those~~ and executive assistants appointed by the attorney general, the adjutant general, the director of the technical college

system ~~and~~, the state superintendent of public instruction, and the director of the historical society under s. 15.05 (3).

****NOTE: This is reconciled s. 230.08 (2) (fs). This SECTION has been affected by drafts with the following LRB numbers: LRB–0026 and LRB–0707.

***–0798/P5.5*SECTION 2012.** 230.08 (2) (m) of the statutes is repealed.

***–0548/P1.2*SECTION 2013.** 230.08 (2) (sb) of the statutes is created to read:

230.08 **(2)** (sb) Solicitor general and deputy solicitor general positions in the department of justice.

***–0342/P1.3*SECTION 2014.** 230.08 (2) (w) of the statutes is repealed and recreated to read:

230.08 **(2)** (w) The executive director of the office of crime victim services in the department of justice.

***–1207/P2.2*SECTION 2015.** 230.08 (2) (xm) of the statutes is repealed.

***–0697/1.3*SECTION 2016.** 230.08 (2) (yc) of the statutes is created to read:

230.08 **(2)** (yc) The directors of regional offices of intergovernmental affairs in the department of administration.

***–0798/P5.6*SECTION 2017.** 230.08 (4) (d) of the statutes is amended to read:

230.08 **(4)** (d) The division administrator appointed under sub. (2) (e) 4. shall be an attorney and shall be appointed by the chairperson of the employment relations commission.

***–0492/6.19*SECTION 2018.** 230.12 (3) (e) (title) of the statutes, as affected by 2011 Wisconsin Act 32, is amended to read:

230.12 **(3)** (e) (title) ~~*University of Wisconsin System senior executives, faculty, and academic staff employees;*~~ *Wisconsin Technical College System senior executives.*

1 ***–0492/6.20*SECTION 2019.** 230.12 (3) (e) 1. of the statutes, as affected by 2011
2 Wisconsin Act 32, is repealed.

3 ***–0492/6.21*SECTION 2020.** 230.12 (3) (e) 2. of the statutes is renumbered
4 230.12 (3) (e).

5 ***–1070/7.2*SECTION 2021.** 230.12 (11) of the statutes is created to read:

6 230.12 **(11)** ASSISTANT STATE PUBLIC DEFENDER PAY PROGRESSION PLAN. (a) There
7 is established a pay progression plan for assistant state public defenders. The pay
8 progression plan shall consist of 17 hourly salary steps, with each step equal to
9 one–seventeenth of the difference between the lowest hourly salary and the highest
10 hourly salary for the salary range for assistant state public defenders contained in
11 the compensation plan. The pay progression plan shall be based entirely on merit.

12 (b) Beginning with the first pay period that occurs on or after July 1, 2013, all
13 assistant state public defenders who have served with the state as assistant state
14 public defenders for a continuous period of 12 months or more, and who are not paid
15 the maximum hourly rate, shall be paid an hourly salary at the step that is
16 immediately above their hourly salary on June 30, 2013. All other assistant state
17 public defenders, who are not paid the maximum hourly rate, shall be paid an hourly
18 salary at the step that is immediately above their hourly salary on June 30, 2013,
19 when they have served with the state as assistant state public defenders for a
20 continuous period of 12 months.

21 (c) Beginning with the first pay period that occurs on or after July 1, 2014, and
22 with the first pay period that occurs on or after each succeeding July 1, all assistant
23 state public defenders who have served with the state as assistant state public
24 defenders for a continuous period of 12 months or more, and who are not paid the
25 maximum hourly rate, may, at the discretion of the state public defender, be paid an

hourly salary at any step, or part thereof, above their hourly salary on the immediately preceding June 30. All other assistant state public defenders, who are not paid the maximum hourly rate, may, at the discretion of the state public defender, be paid an hourly salary at any step, or part thereof, above their hourly salary on the immediately preceding June 30, when they have served with the state as assistant state public defenders for a continuous period of 12 months. No salary adjustment for an assistant state public defender under this paragraph may exceed 10 percent of his or her base pay during a fiscal year.

***–1070/7.3*SECTION 2022.** 230.12 (12) of the statutes is created to read:

230.12 **(12)** ASSISTANT ATTORNEYS GENERAL PAY PROGRESSION PLAN. (a) There is established a pay progression plan for assistant attorneys general. The pay progression plan shall consist of 17 hourly salary steps, with each step equal to one–seventeenth of the difference between the lowest hourly salary and the highest hourly salary for the salary range for assistant attorneys general contained in the compensation plan. The pay progression plan shall be based entirely on merit.

(b) Beginning with the first pay period that occurs on or after July 1, 2013, all assistant attorneys general who have served with the state as assistant attorneys general for a continuous period of 12 months or more, and who are not paid the maximum hourly rate, shall be paid an hourly salary at the step that is immediately above their hourly salary on June 30, 2013. All other assistant attorneys general, who are not paid the maximum hourly rate, shall be paid an hourly salary at the step that is immediately above their hourly salary on June 30, 2013, when they have served with the state as assistant attorneys general for a continuous period of 12 months.

(c) Beginning with the first pay period that occurs on or after July 1, 2014, and with the first pay period that occurs on or after each succeeding July 1, all assistant attorneys general who have served with the state as assistant attorneys general for a continuous period of 12 months or more, and who are not paid the maximum hourly rate, may, at the discretion of the attorney general, be paid an hourly salary at any step, or part thereof, above their hourly salary on the immediately preceding June 30. All other assistant attorneys general, who are not paid the maximum hourly rate, may, at the discretion of the attorney general, be paid an hourly salary at any step, or part thereof, above their hourly salary on the immediately preceding June 30, when they have served with the state as assistant attorneys general for a continuous period of 12 months. No salary adjustment for an assistant attorney general under this paragraph may exceed 10 percent of his or her base pay during a fiscal year.

***–0339/P1.1*SECTION 2023.** 230.14 (3m) of the statutes is amended to read:

230.14 **(3m)** In advertising openings in the classified civil service, the state may not require as a condition of application that an applicant be a college graduate unless the opening <u>is a position as a forensic scientist in a state or regional crime laboratory or unless the opening</u> must be filled by an incumbent holding a credential, as defined in s. 440.01 (2) (a), or other license, permit, certificate or registration in an occupation regulated by law and college graduation is required to obtain the occupational credential, license, permit, certificate or registration.

***–1137/P4.40*SECTION 2024.** 230.35 (1s) of the statutes is amended to read:

230.35 **(1s)** Annual leave of absence with pay for instructional staff employed by the board of regents of the University of Wisconsin System who provide services for a charter school established by contract under s. 118.40 (2r) (cm)<u>, 2011 stats.,</u> shall be determined by the governing board of the charter school established by

contract under s. 118.40 (2r) (cm), 2011 stats., as approved by the chancellor of the University of Wisconsin–Parkside.

***–0326/P1.1*SECTION 2025.** 231.01 (4) (a) of the statutes is amended to read:

231.01 **(4)** (a) "Cost" means the sum of all costs incurred by a participating health institution, participating educational institution, participating nonprofit institution, or participating research institution, as approved by the authority, as are reasonable and necessary to accomplish the project, exclusive of any private or federal, state, or local financial assistance received by the participating health institution, participating educational institution, participating nonprofit institution, or participating research institution for the payment of the project cost.

***–0326/P1.2*SECTION 2026.** 231.01 (4) (b) 1. of the statutes is amended to read:

231.01 **(4)** (b) 1. The cost incurred by or on behalf of the participating health institution, participating educational institution, participating nonprofit institution, or participating research institution of all necessary developmental, planning, and feasibility studies, surveys, plans, and specifications, architectural, engineering, legal, or other special services, the cost of acquisition of land and any buildings and improvements on the land, site preparation, and development including demolition or removal of existing structures, construction, reconstruction, and equipment, including machinery, fixed equipment, and personal property.

***–0326/P1.3*SECTION 2027.** 231.01 (4) (b) 2. of the statutes is amended to read:

231.01 **(4)** (b) 2. The reasonable cost of financing incurred by a participating health institution, participating educational institution, participating nonprofit institution, or participating research institution in the course of the development of the project to the occupancy date.

***–0326/P1.4*SECTION 2028.** 231.01 (4) (c) of the statutes is amended to read:

231.01 **(4)** (c) All rents and other net revenues from the operation of the real property, improvements, or personal property on the project site by a participating health institution, participating educational institution, participating nonprofit institution, or participating research institution on and after the date on which the contract between a participating health institution, participating educational institution, participating nonprofit institution, or participating research institution and the authority was entered into, but prior to the occupancy date, shall reduce the sum of all costs in this subsection.

***–0326/P1.5*SECTION 2029.** 231.01 (5n) of the statutes is created to read:

231.01 **(5n)** "Nonprofit entity" means an entity that is described in section 501 (c) (3) of the Internal Revenue Code and that is exempt from federal income tax under section 501 (a) of the Internal Revenue Code.

***–0326/P1.6*SECTION 2030.** 231.01 (5p) of the statutes is created to read:

231.01 **(5p)** "Nonprofit facility" means a facility that is owned or operated by a nonprofit entity.

***–0326/P1.7*SECTION 2031.** 231.01 (6m) of the statutes is created to read:

231.01 **(6m)** "Participating nonprofit institution" means a nonprofit entity, or an affiliate of a nonprofit entity, that undertakes the financing and construction or acquisition of a project or undertakes the refunding or refinancing of obligations or of a mortgage or of advances as provided in this chapter and is not any of the following:

1. An entity authorized by state law to provide or operate an educational facility or an affiliate of an entity authorized by state law to provide or operate an educational facility.

2. An entity authorized by state law to provide or operate a health facility or an affiliate of an entity authorized by state law to provide or operate a health facility.

3. An entity authorized by state law to provide or operate a research facility or an affiliate of an entity authorized by state law to provide or operate a research facility.

***–0326/P1.8*SECTION 2032.** 231.01 (7) (a) 1. of the statutes is amended to read:

231.01 **(7)** (a) 1. A specific health facility, educational facility, nonprofit facility, or research facility work or improvement to be refinanced, acquired, constructed, enlarged, remodeled, renovated, improved, furnished, or equipped by the authority with funds provided in whole or in part under this chapter.

***–0326/P1.9*SECTION 2033.** 231.01 (7) (a) 2. of the statutes is amended to read:

231.01 **(7)** (a) 2. One or more structures suitable for use as a research facility, nonprofit facility, health facility, laboratory, laundry, nurses' or interns' residence or other multi–unit housing facility for staff, employees, patients or relatives of patients admitted for treatment or care in a health facility, physician's facility, administration building, nonprofit facility, research facility, maintenance, storage, or utility facility.

***–0326/P1.10*SECTION 2034.** 231.01 (7) (a) 4. of the statutes is amended to read:

231.01 **(7)** (a) 4. Any structure useful for the operation of a health facility, educational facility, nonprofit facility, or research facility, including facilities or supporting service structures essential or convenient for the orderly conduct of the health facility, educational facility, nonprofit facility, or research facility.

***–0326/P1.11*SECTION 2035.** 231.01 (7) (c) of the statutes is amended to read:

231.01 **(7)** (c) "Project" may include more than one project, and it may include any combination of projects undertaken jointly by any participating health institution, participating educational institution, participating nonprofit institution, or participating research institution with one or more other participating health institutions, participating educational institutions, participating nonprofit institutions, or participating research institutions.

***–0326/P1.12*SECTION 2036.** 231.02 (6) (b) of the statutes is amended to read:

231.02 **(6)** (b) Notwithstanding any other provision of law, it is not a conflict of interest or violation of this section or of any other law for a trustee, director, officer, or employee of a participating health institution, participating educational institution, participating nonprofit institution, or participating research institution or for a person having the required favorable reputation for skill, knowledge, and experience in state and municipal finance or for a person having the required favorable reputation for skill, knowledge, and experience in the field of health facility, educational facility, nonprofit facility, or research facility architecture to serve as a member of the authority; if in each case to which par. (a) is applicable, the trustee, director, officer, or employee of the participating health institution, participating educational institution, participating nonprofit institution, or participating research institution abstains from discussion, deliberation, action, and vote by the authority in specific respect to any undertaking pursuant to this chapter in which his or her participating health institution, participating educational institution, participating nonprofit institution, or participating research institution has an interest, or the person having the required favorable reputation for skill, knowledge, and experience in state and municipal finance abstains from discussion, deliberation, action, and vote by the authority in specific respect to any sale,

purchase, or ownership of bonds of the authority in which any business of which such person is a participant, owner, officer, or employee has a past, current, or future interest, or such person having the required favorable reputation for skill, knowledge, and experience in the field of health facility, educational facility, nonprofit facility, or research facility architecture abstains from discussion, deliberation, action, and vote by the authority in specific respect to construction or acquisition of any project of the authority in which any business of which such person is a participant, owner, officer, or employee has a past, current, or future interest.

***–0326/P1.13*SECTION 2037.** 231.03 (5) of the statutes is amended to read:

231.03 **(5)** Determine the location and character of any project to be financed under this chapter, and construct, reconstruct, remodel, maintain, enlarge, alter, add to, repair, lease as lessee or lessor and regulate the same, enter into contracts for any such purpose, enter into contracts for the management and operation of a project or other health facilities, educational facilities, nonprofit facilities, or research facilities owned by the authority, and designate a participating health institution, participating educational institution, participating nonprofit institution, or participating research institution as its agent to determine the location and character of a project undertaken by the participating health institution, participating educational institution, participating nonprofit institution, or participating research institution under this chapter and as the agent of the authority, to construct, reconstruct, remodel, maintain, manage, enlarge, alter, add to, repair, operate, lease as lessee or lessor and regulate the same, and as the agent of the authority, to enter into contracts for any such purpose, including contracts for the management and operation of such project or other health facilities, educational facilities, nonprofit facilities, or research facilities owned by the authority.

1 ***–0326/P1.14*SECTION 2038.** 231.03 (6) (j) of the statutes is created to read:
2 231.03 **(6)** (j) Finance any project undertaken for a nonprofit facility by a
3 participating nonprofit institution.
4 ***–0326/P1.15*SECTION 2039.** 231.03 (6) (k) of the statutes is created to read:
5 231.03 **(6)** (k) Refinance outstanding debt of any participating nonprofit
6 institution.
7 ***–0326/P1.16*SECTION 2040.** 231.03 (7) of the statutes is amended to read:
8 231.03 **(7)** Fix and revise from time to time and charge and collect rates, rents,
9 fees, and charges for the use of and for the services furnished or to be furnished by
10 a project or other health facilities, educational facilities, nonprofit facilities, or
11 research facilities owned by the authority or any portion thereof, contract with any
12 person in respect thereto and coordinate its policies and procedures, and cooperate
13 with recognized health facility, educational facility, nonprofit facility, or research
14 facility rate setting mechanisms.
15 ***–0326/P1.17*SECTION 2041.** 231.03 (8) of the statutes is amended to read:
16 231.03 **(8)** Adopt rules for the use of a project or other health facility,
17 educational facility, nonprofit facility, or research facility or any portion of the project
18 or facility owned, financed, or refinanced in whole or in part by the authority,
19 including any property used as security for a loan secured through, from, or with the
20 assistance of the authority. The authority may designate a participating health
21 institution, participating educational institution, participating nonprofit
22 institution, or participating research institution as its agent to establish rules for the
23 use of a project or other health facilities, educational facilities, nonprofit facilities,
24 or research facilities undertaken for that participating health institution,
25 participating educational institution, participating nonprofit institution, or

participating research institution. The rules shall ensure that a project, health facility, educational facility, research facility, nonprofit facility, or property may not be used primarily for sectarian instruction or study or as a place for devotional activities or religious worship.

***–0326/P1.18*SECTION 2042.** 231.03 (11) of the statutes is amended to read:

231.03 **(11)** Establish or contract with others to carry out on its behalf a health facility, educational facility, nonprofit facility, or research facility project cost estimating service, and make this service available on all projects to provide expert cost estimates and guidance to the participating health institution, participating educational institution, participating nonprofit institution, or participating research institution and to the authority. To implement this service and, through it, to contribute to cost containment, the authority may require such reasonable reports and documents from health facility, educational facility, nonprofit facility, or research facility projects as are required for this service and for the development of cost reports and guidelines. The authority shall appoint a technical committee on health facility, educational facility, nonprofit facility, or research facility project costs and cost containment.

***–0326/P1.19*SECTION 2043.** 231.03 (13) of the statutes is amended to read:

231.03 **(13)** Make loans to any participating health institution, participating educational institution, participating nonprofit institution, or participating research institution for the cost of a project in accordance with an agreement between the authority and the participating health institution, participating educational institution, participating nonprofit institution, or participating research institution. The authority may secure the loan by a mortgage or other security arrangement on the health facility, educational facility, nonprofit facility, or

research facility granted by the participating health institution, participating educational institution, participating nonprofit institution, or participating research institution to the authority. The loan may not exceed the total cost of the project as determined by the participating health institution, participating educational institution, participating nonprofit institution, or participating research institution and approved by the authority.

***–0326/P1.20*SECTION 2044.** 231.03 (14) of the statutes is amended to read:

231.03 **(14)** Make loans to a health facility, educational facility, nonprofit facility, or research facility for which bonds may be issued under sub. (6) (b), (d), ~~or~~ (i), or (k), to refinance the health facility's, educational facility's, nonprofit facility's, or research facility's outstanding debt. The authority may secure the loan or bond by a mortgage or other security arrangement on the health facility, educational facility, nonprofit facility, or research facility granted by the participating health institution, participating educational institution, participating nonprofit institution, or participating research institution to the authority.

***–0326/P1.21*SECTION 2045.** 231.03 (15) of the statutes is amended to read:

231.03 **(15)** Mortgage all or any portion of a project and other health facilities, educational facilities, nonprofit facilities, or research facilities and the site thereof, whether owned or thereafter acquired, for the benefit of the holders of bonds issued to finance the project, health facilities, educational facilities, nonprofit facilities, or research facilities or any portion thereof or issued to refund or refinance outstanding indebtedness of participating health institutions, participating educational institutions, participating nonprofit institutions, or participating research institutions as permitted by this chapter.

***–0326/P1.22*SECTION 2046.** 231.03 (16) of the statutes is amended to read:

231.03 **(16)** Lease to a participating health institution, participating educational institution, participating nonprofit institution, or participating research institution the project being financed or other health facilities, educational facilities, nonprofit facilities, or research facilities conveyed to the authority in connection with such financing, upon such terms and conditions as the authority deems proper, and charge and collect rents therefor, and terminate any such lease upon the failure of the lessee to comply with any of the obligations thereof; and include in any such lease, if desired, provisions that the lessee thereof shall have options to renew the term of the lease for such periods and at such rent as the authority determines or to purchase all or any part of the health facilities, educational facilities, nonprofit facilities, or research facilities or that, upon payment of all of the indebtedness incurred by the authority for the financing of such project or health facilities, educational facilities, nonprofit facilities, or research facilities or for refunding outstanding indebtedness of a participating health institution, participating educational institution, participating nonprofit institution, or participating research institution, the authority may convey all or any part of the project or such other health facilities, educational facilities, nonprofit facilities, or research facilities to the lessees thereof with or without consideration.

***–0326/P1.23*SECTION 2047.** 231.03 (17) of the statutes is amended to read:

231.03 **(17)** Charge to and apportion among participating health institutions, participating educational institutions, participating nonprofit institutions, and participating research institutions its administrative costs and expenses incurred in the exercise of the powers and duties conferred by this chapter.

***–0326/P1.24*SECTION 2048.** 231.03 (18) of the statutes is amended to read:

231.03 **(18)** Make studies of needed health facilities, educational facilities, nonprofit facilities, and research facilities that could not sustain a loan were it made under this chapter and recommend remedial action to the legislature; and do the same with regard to any laws or rules that prevent health facilities, educational facilities, nonprofit facilities, and research facilities from benefiting from this chapter.

***–0326/P1.25*SECTION 2049.** 231.03 (19) of the statutes is amended to read:

231.03 **(19)** Obtain, or aid in obtaining, from any department or agency of the United States or of this state or any private company, any insurance or guaranty concerning the payment or repayment of, interest or principal, or both, or any part thereof, on any loan, lease, or obligation or any instrument evidencing or securing the same, made or entered into under the provisions of this chapter; and notwithstanding any other provisions of this chapter, to enter into any agreement, contract, or other instrument with respect to that insurance or guaranty, to accept payment in the manner and form provided therein in the event of default by a participating health institution, participating educational institution, participating nonprofit institution, or participating research institution, and to assign the insurance or guaranty as security for the authority's bonds.

***–0326/P1.26*SECTION 2050.** 231.04 of the statutes is amended to read:

231.04 Expenses. All expenses of the authority incurred in carrying out this chapter shall be payable solely from funds provided under the authority of this chapter, and no liability may be incurred by the authority beyond the extent to which moneys have been provided under this chapter except that, for the purposes of meeting the necessary expenses of initial organization and operation of the authority for the period commencing on June 19, 1974 and continuing until such date as the

authority derives moneys from funds provided to it under the authority of this chapter, the authority may borrow such moneys as it requires to supplement the funds provided under s. 20.440. Such moneys borrowed by the authority shall subsequently be charged to and apportioned among participating health institutions, participating educational institutions, participating nonprofit institutions, and participating research institutions in an equitable manner, and repaid with appropriate interest over a reasonable period of time.

***–0326/P1.27*SECTION 2051.** 231.05 (1) of the statutes is amended to read:

231.05 **(1)** By means of this chapter, it is the intent of the legislature to provide assistance and alternative methods of financing to nonprofit ~~health institutions~~ entities to aid them in providing needed health services consistent with the state's health plan, ~~to nonprofit educational institutions to aid them in providing~~ needed educational services, ~~and to nonprofit research institutions to aid them in providing~~ needed research facilities, and other needed services and facilities in this state.

***–0326/P1.28*SECTION 2052.** 231.06 of the statutes is amended to read:

231.06 Property acquisition. The authority may acquire, directly or by and through a participating health institution, participating educational institution, participating nonprofit institution, or participating research institution as its agent, by purchase or by gift or devise, such lands, structures, property, rights, rights–of–way, franchises, easements, and other interests in lands, including lands lying under water and riparian rights, as it deems necessary or convenient for the construction or operation of a project, upon such terms and at such prices as it considers reasonable and can be agreed upon between it and the owner thereof, and take title thereto in the name of the authority or in the name of a health facility, educational facility, nonprofit facility, or research facility as its agent.

1 ***–0326/P1.29*SECTION 2053.** 231.07 (1) (b) of the statutes is amended to read:

2 231.07 **(1)** (b) Convey to the participating health institution, participating
3 educational institution, participating nonprofit institution, or participating
4 research institution the authority's interest in the project and in any other health
5 facility, educational facility, nonprofit facility, or research facility leased, mortgaged,
6 or subject to a deed of trust or any other form of security arrangement to secure the
7 bond.

8 ***–0326/P1.30*SECTION 2054.** 231.07 (2) (a) of the statutes is amended to read:

9 231.07 **(2)** (a) The principal of and interest on any bond issued by the authority
10 to finance a project or to refinance or refund outstanding indebtedness of one or more
11 participating health institutions, participating educational institutions,
12 participating nonprofit institutions, or participating research institutions, including
13 any refunding bonds issued to refund and refinance the bond, have been fully paid
14 and the bonds retired or if the adequate provision has been made to pay fully and
15 retire the bond; and

16 ***–0326/P1.31*SECTION 2055.** 231.08 (5) of the statutes is amended to read:

17 231.08 **(5)** In addition to the other authorizations under this section, bonds of
18 the authority may be secured by a pooling of leases whereby the authority may assign
19 its rights, as lessor, and pledge rents under 2 or more leases of health facilities,
20 educational facilities, nonprofit facilities, or research facilities with 2 or more
21 participating health institutions, participating educational institutions,
22 participating nonprofit institutions, or participating research institutions, as lessees
23 respectively, upon such terms as may be provided for in bond resolutions of the
24 authority.

25 ***–0326/P1.32*SECTION 2056.** 231.10 (1) of the statutes is amended to read:

231.10 **(1)** The state is not liable on notes or bonds of the authority and the notes and bonds are not a debt of the state. All notes and bonds of the authority shall contain on the face thereof a statement to this effect. The issuance of bonds under this chapter shall not, directly or indirectly or contingently, obligate the state or any political subdivision thereof to levy any form of taxation therefor or to make any appropriation for their payment. Nothing in this section prevents the authority from pledging its full faith and credit or the full faith and credit of a participating health institution, participating educational institution, participating nonprofit institution, or participating research institution to the payment of bonds authorized under this chapter.

***–0326/P1.33*SECTION 2057.** 231.12 of the statutes is amended to read:

231.12 Studies and recommendations. It is the intent and purpose of this chapter that the exercise by the authority of the powers granted to it shall be in all respects for the benefit of the people of this state to assist them to provide needed health facilities, educational facilities, nonprofit facilities, and research facilities of the number, size, type, distribution, and operation that will assure admission and health care, education, ~~or~~ research opportunities, or other necessary services of high quality to all who need it. The authority shall identify and study all projects which are determined by health planning agencies to be needed, but which could not sustain a loan were such to be made to it under this chapter. The authority shall formulate and recommend to the legislature such amendments to this and other laws, and such other specific measures as grants, loan guarantees, interest subsidies, or other actions the state may provide which would render the construction and operation of needed health facilities, educational facilities, nonprofit facilities, and research facilities feasible and in the public interest. The

authority also shall identify and study any laws or rules which it finds handicaps or bars a needed health facility, educational facility, nonprofit facility, or research facility from participating in the benefits of this chapter, and recommend to the legislature such actions as will remedy such situation.

***–0326/P1.34*SECTION 2058.** 231.13 (1) (intro.) of the statutes is amended to read:

231.13 **(1)** (intro.) The authority shall collect rents for the use of, or other revenues relating to the financing of, each project. The authority shall contract with a participating health institution, participating educational institution, participating nonprofit institution, or participating research institution for each issuance of bonds. The contract shall provide that the rents or other revenues payable by the health facility, educational facility, nonprofit facility, or research facility shall be sufficient at all times to:

***–0326/P1.35*SECTION 2059.** 231.13 (2) of the statutes is amended to read:

231.13 **(2)** The authority shall pledge the revenues derived and to be derived from a project and other related health facilities, educational facilities, nonprofit facilities, or research facilities for the purposes specified in sub. (1), and additional bonds may be issued which may rank on a parity with other bonds relating to the project to the extent and on the terms and conditions provided in the bond resolution. Such pledge shall be valid and binding from the time when the pledge is made, the revenues so pledged by the authority shall immediately be subject to the lien of such pledge without any physical delivery thereof or further act and the lien of any such pledge shall be valid and binding as against all parties having claims of any kind in tort, contract, or otherwise against the authority, irrespective of whether such parties have notice thereof. Neither the bond resolution nor any financing

statement, continuation statement, or other instrument by which a pledge is created or by which the authority's interest in revenues is assigned need be filed or recorded in any public records in order to perfect the lien thereof as against 3rd parties, except that a copy thereof shall be filed in the records of the authority and with the department of financial institutions.

***–0326/P1.36*SECTION 2060.** 231.16 (1) of the statutes is amended to read:

231.16 **(1)** The authority may issue bonds to refund any outstanding bond of the authority or indebtedness that a participating health institution, participating educational institution, participating nonprofit institution, or participating research institution may have incurred for the construction or acquisition of a project prior to or after April 30, 1980, including the payment of any redemption premium on the outstanding bond or indebtedness and any interest accrued or to accrue to the earliest or any subsequent date of redemption, purchase, or maturity, or to pay all or any part of the cost of constructing and acquiring additions, improvements, extensions, or enlargements of a project or any portion of a project. Except for bonds to refund bonds issued under s. 231.03 (6) (g), no bonds may be issued under this section unless the authority has first entered into a new or amended agreement with a participating health institution, participating educational institution, participating nonprofit institution, or participating research institution to provide sufficient revenues to pay the costs and other items described in s. 231.13.

***–0326/P1.37*SECTION 2061.** 231.20 of the statutes is amended to read:

231.20 Waiver of construction and bidding requirements. In exercising its powers under s. 101.12, the department of safety and professional services or any city, village, town, or county may, within its discretion for proper cause shown, waive any particular requirements relating to public buildings, structures, grounds,

works, and improvements imposed by law upon projects under this chapter; the requirements of s. 101.13 may not be waived, however. If, however, the prospective lessee so requests in writing, the authority shall, through the participating health institution, participating educational institution, participating nonprofit institution, or participating research institution as its agent, call for construction bids in such manner as is determined by the authority with the approval of the lessee.

***–0326/P1.38*SECTION 2062.** 231.23 of the statutes is amended to read:

231.23 Nonprofit institutions. It is intended that all nonprofit ~~health institutions, educational institutions, and research institutions~~ entities in this state be enabled to benefit from and participate in this chapter. To this end, all nonprofit ~~health institutions, educational institutions, and research institutions~~ entities operating, or authorized to be operated, under any law of this state may undertake projects and utilize the capital financing sources and methods of repayment provided by this chapter, the provisions of any other laws to the contrary notwithstanding.

***–1092/2.98*SECTION 2063.** 238.133 (1) (c) of the statutes is amended to read:

238.133 **(1)** (c) "Petroleum product" has the meaning given in s. ~~101.143~~ 292.63 (1) (f).

***–1092/2.99*SECTION 2064.** 238.133 (1) (e) of the statutes is amended to read:

238.133 **(1)** (e) "Underground petroleum product storage tank" has the meaning given in s. ~~101.143~~ 292.63 (1) (i).

***–0790/1.17*SECTION 2065.** 238.145 of the statutes is repealed.

***–0790/1.18*SECTION 2066.** 238.146 of the statutes is repealed.

***–0367/1.5*SECTION 2067.** 238.16 (1) (c) of the statutes is renumbered 238.16 (1) (c) 1. and amended to read:

238.16 **(1)** (c) 1. ~~"Full–time~~ Except as provided in subd. 2., "full–time job" means a regular, nonseasonal full–time position in which an individual, as a condition of employment, is required to work at least 2,080 hours per year, including paid leave and holidays, and for which the individual receives pay that is equal to at least 150 percent of the federal minimum wage and benefits that are not required by federal or state law. "Full–time job" does not include initial training before an employment position begins.

***–0367/1.6*SECTION 2068.** 238.16 (1) (c) 2. of the statutes is created to read:

238.16 **(1)** (c) 2. The corporation may grant exceptions to the requirement under subd. 1. that a full–time job means a position in which an individual, as a condition of employment, is required to work at least 2,080 hours per year if all of the following apply:

a. The annual pay for the position is more than the amount determined by multiplying 2,080 by 150 percent of the federal minimum wage.

b. An individual in the position is offered retirement, health, and other benefits that are equivalent to the retirement, health, and other benefits offered to an individual who is required to work at least 2,080 hours per year.

***–0809/1.1*SECTION 2069.** 238.16 (3) (intro.) of the statutes is amended to read:

238.16 **(3)** ELIGIBILITY FOR TAX BENEFITS. (intro.) A person certified under sub. (2) may receive tax benefits under this section if, in each year for which the person claims tax benefits under this section, the person increases net employment in the person's business above the net employment in the person's business during the year before the person was certified under sub. (2), as determined by the corporation under its policies and procedures, and one of the following applies:

1 ***–0297/1.16*SECTION 2070.** 238.16 (3) (a) of the statutes is amended to read:

2 238.16 **(3)** (a) In a tier I county or municipality, an eligible employee for whom
3 the person claims a tax credit will earn at least ~~$20,000~~ the amount determined by
4 multiplying 2,080 by 150 percent of the federal minimum wage in wages from the
5 person in the year for which the credit is claimed.

6 ***–0809/1.2*SECTION 2071.** 238.16 (3) (am) of the statutes is repealed.

7 ***–0366/3.1*SECTION 2072.** 238.16 (4) (b) 1. (intro.) of the statutes is amended
8 to read:

9 238.16 **(4)** (b) 1. (intro.) The corporation may award to a person certified under
10 sub. (2) tax benefits for each eligible employee in an amount equal to up to 10 percent
11 of the wages paid by the person to that employee or $10,000, whichever is less, if that
12 employee earned wages in the year for which the tax benefit is claimed equal to one
13 of the following:

14 ***–0297/1.17*SECTION 2073.** 238.16 (4) (b) 1. a. of the statutes is amended to
15 read:

16 238.16 **(4)** (b) 1. a. In a tier I county or municipality, at least ~~$20,000~~ the amount
17 determined by multiplying 2,080 by 150 percent of the federal minimum wage.

18 ***–0809/1.3*SECTION 2074.** 238.16 (5) (f) (intro.) of the statutes is amended to
19 read:

20 238.16 **(5)** (f) (intro.) The corporation shall adopt ~~rules~~ policies and procedures
21 for the implementation and operation of this section, including ~~rules~~ policies and
22 procedures relating to the following:

23 ***–0809/1.4*SECTION 2075.** 238.16 (5) (f) 5. of the statutes is created to read:

24 238.16 **(5)** (f) 5. Determining a change in net employment in a person's
25 business.

1 ***–0790/1.19*SECTION 2076.** 238.20 of the statutes is repealed.

2 ***–0367/1.7*SECTION 2077.** 238.30 (intro.) of the statutes is amended to read:

3 **238.30 Definitions.** (intro.) In this section and ss. ~~238.31~~ 238.301 to 238.395:

4 ***–0367/1.8*SECTION 2078.** 238.30 (2m) (b) of the statutes is renumbered
5 238.30 (2m) (b) (intro.) and amended to read:

6 238.30 **(2m)** (b) (intro.) The corporation ~~may adopt a rule specifying~~
7 ~~circumstances under which the corporation~~ may grant exceptions to the requirement
8 under par. (a) that a full–time job means a ~~job~~ position in which an individual, as a
9 condition of employment, is required to work at least 2,080 hours per year~~, but under~~
10 ~~no circumstances may a full–time job mean a job in which an individual, as a~~
11 ~~condition of employment, is required to work less than 37.5 hours per week.~~ if all of
12 the following apply:

13 ***–0367/1.9*SECTION 2079.** 238.30 (2m) (b) 1. of the statutes is created to read:

14 238.30 **(2m)** (b) 1. The annual pay for the position is more than the amount
15 determined by multiplying 2,080 by 150 percent of the federal minimum wage.

16 ***–0367/1.10*SECTION 2080.** 238.30 (2m) (b) 2. of the statutes is created to read:

17 238.30 **(2m)** (b) 2. An individual in the position is offered retirement, health,
18 and other benefits that are equivalent to the retirement, health, and other benefits
19 offered to an individual who is required to work at least 2,080 hours per year.

20 ***–0063/4.55*SECTION 2081.** 238.30 (4m) of the statutes is amended to read:

21 238.30 **(4m)** "Member of a targeted group" means a person who resides in an
22 area designated by the federal government as an economic revitalization area, a
23 person who is employed in an unsubsidized job but meets the eligibility requirements
24 under s. 49.145 (2) and (3) for a Wisconsin Works employment position, a person who
25 is employed in a trial job, as defined in s. 49.141 (1) (n), 2011 stats., or in a ~~real work,~~

~~real pay project position under s. 49.147 (3m)~~ trial employment match program job, as defined in s. 49.141 (1) (n), a person who is eligible for child care assistance under s. 49.155, a person who is a vocational rehabilitation referral, an economically disadvantaged youth, an economically disadvantaged veteran, a supplemental security income recipient, a general assistance recipient, an economically disadvantaged ex–convict, a dislocated worker, as defined in 29 USC 2801 (9), or a food stamp recipient, if the person has been certified in the manner under 26 USC 51 (d) (13) (A) by a designated local agency, as defined in 26 USC 51 (d) (12).

***–1281/1.1*SECTION 2082.** 238.303 (1) (a) of the statutes is amended to read:

238.303 **(1)** (a) Except as provided in ~~pars. (am) and~~ par. (b), and subject to a reallocation by the corporation pursuant to rules adopted under s. 238.15 (3) (d), the total tax benefits available to be allocated by the corporation under ss. 238.301 to 238.306 may not exceed the sum of the tax benefits remaining to be allocated under s. 560.71 to 560.785, 2009 stats., s. 560.797, 2009 stats., s. 560.798, 2009 stats., s. 560.7995, 2009 stats., and s. 560.96, 2009 stats., on March 6, 2009, plus ~~$25,000,000~~ $100,000,000.

***–1281/1.2*SECTION 2083.** 238.303 (1) (am) of the statutes is repealed.

***–0367/1.11*SECTION 2084.** 238.399 (1) (am) 2. of the statutes is renumbered 238.399 (1) (am) 2. (intro.) and amended to read:

238.399 **(1)** (am) 2. (intro.) The corporation ~~may by rule specify circumstances under which the corporation~~ may grant exceptions to the requirement under subd. 1. that a full–time employee means an individual who, as a condition of employment, is required to work at least 2,080 hours per year~~, but under no circumstances may a full–time employee mean an individual who, as a condition of employment, is required to work less than 37.5 hours per week.~~ if all of the following apply:

1 ***–0367/1.12*SECTION 2085.** 238.399 (1) (am) 2. a. of the statutes is created to
2 read:
3 238.399 **(1)** (am) 2. a. The individual is employed in a job for which the annual
4 pay is more than the amount determined by multiplying 2,080 by 150 percent of the
5 federal minimum wage.
6 ***–0367/1.13*SECTION 2086.** 238.399 (1) (am) 2. b. of the statutes is created to
7 read:
8 238.399 **(1)** (am) 2. b. The individual is offered retirement, health, and other
9 benefits that are equivalent to the retirement, health, and other benefits offered to
10 an individual who is required to work at least 2,080 hours per year.
11 ***–0231/P3.1*SECTION 2087.** 238.399 (5) (c) 2. (intro.) of the statutes is
12 amended to read:
13 238.399 **(5)** (c) 2. (intro.) The business makes a <u>significant</u> capital investment
14 in property located in the enterprise zone and all of the following apply:
15 ***–0231/P3.2*SECTION 2088.** 238.399 (5) (c) 2. a. of the statutes is repealed.
16 ***–0232/P3.1*SECTION 2089.** 238.399 (5) (d) 1. of the statutes is amended to
17 read:
18 238.399 **(5)** (d) 1. The business is ~~an original equipment~~ <u>a</u> manufacturer with
19 a significant supply chain in the state, as determined by the corporation ~~by rule~~.
20 ***–0231/P3.3*SECTION 2090.** 238.399 (6) (d) of the statutes is amended to read:
21 238.399 **(6)** (d) The corporation may require a business to repay any tax
22 benefits the business claims for a year in which the business failed to maintain
23 employment ~~or capital investment~~ levels <u>or a significant capital investment in</u>
24 <u>property</u> required by an agreement under sub. (5) (c).

1 ***–0231/P3.4*SECTION 2091.** 238.399 (6) (g) (intro.) of the statutes is amended
2 to read:
3 238.399 **(6)** (g) (intro.) The corporation shall adopt ~~rules~~ policies and
4 procedures specifying all of the following:
5 ***–0232/P3.2*SECTION 2092.** 238.399 (6) (g) 2. of the statutes is repealed.
6 ***–0231/P3.5*SECTION 2093.** 238.399 (6) (g) 2m. of the statutes is created to
7 read:
8 238.399 **(6)** (g) 2m. The definition of "significant capital investment" for
9 purposes of sub. (5).
10 ***–0308/P1.4*SECTION 2094.** 256.125 of the statutes is repealed.
11 ***–0226/1.18*SECTION 2095.** 281.33 (3) (a) 1. of the statutes is renumbered
12 281.33 (3) (a) 1. (intro.) and amended to read:
13 281.33 **(3)** (a) 1. (intro.) Except as restricted under subd. 2., the department
14 shall establish by rule minimum standards for ~~activities~~ all of the following:
15 a. Activities related to construction site erosion control at sites ~~where the~~
16 ~~construction activities do not include the construction of a building and to storm~~
17 ~~water management~~ that have a land disturbance that is one acre or more in area.
18 ***–0226/1.19*SECTION 2096.** 281.33 (3) (a) 1. b. of the statutes is created to read:
19 281.33 **(3)** (a) 1. b. Activities related to construction site erosion control at sites
20 that have a land disturbance that is less than one acre and to which ss. 101.1206 and
21 101.653 do not apply.
22 ***–0226/1.20*SECTION 2097.** 281.33 (3) (a) 1. c. of the statutes is created to read:
23 281.33 **(3)** (a) 1. c. Storm water management.
24 ***–0226/1.21*SECTION 2098.** 281.33 (3) (b) (intro.) of the statutes is amended
25 to read:

281.33 **(3)** (b) (intro.) The minimum standards for construction site erosion control at sites ~~where the construction activities do not include the construction of a building~~ described in par. (a) 1. a. and b. shall provide for the regulation of any construction activity, at such a site, that:

***–0226/1.22*SECTION 2099.** 281.33 (4) of the statutes is amended to read:

281.33 **(4)** MODEL ORDINANCES; STATE PLAN; DISTRIBUTION. The department shall prepare a model zoning ordinance for construction site erosion control at sites ~~where the construction activities do not include the construction of a building~~ described in sub. (3) (a) 1. a. and b. and for storm water management in the form of an administrative rule. The model ordinance is subject to s. 227.19 and other provisions of ch. 227 in the same manner as other administrative rules. Following the promulgation of the model ordinance as a rule, the department shall distribute a copy of the model ordinance to any city, village, town or county that submits a request. The department shall distribute a copy of the state plan to any agency which submits a request.

***–0603/1.2*SECTION 2100.** 281.59 (3e) (b) 1. of the statutes is amended to read:

281.59 **(3e)** (b) 1. Equal to ~~$69,200,000~~ $76,700,000 during the ~~2011–13~~ 2013–15 biennium.

***–0603/1.3*SECTION 2101.** 281.59 (3e) (b) 3. of the statutes is amended to read:

281.59 **(3e)** (b) 3. Equal to $1,000 for any biennium after the ~~2011–13~~ 2013–15 biennium.

***–0603/1.4*SECTION 2102.** 281.59 (3s) (b) 1. of the statutes is amended to read:

281.59 **(3s)** (b) 1. Equal to ~~$30,700,000~~ $29,600,000 during the ~~2011–13~~ 2013–15 biennium.

***–0603/1.5*SECTION 2103.** 281.59 (3s) (b) 2. of the statutes is amended to read:

281.59 **(3s)** (b) 2. Equal to $1,000 for any biennium after the ~~2011–13~~ 2013–15 biennium.

***–0226/1.23*SECTION 2104.** 283.33 (1) (a) of the statutes is amended to read:

283.33 **(1)** (a) A discharge from a discernible, confined, and discrete conveyance of storm water associated with an industrial activity~~, including construction,~~ that meets criteria in rules promulgated by the department.

***–0226/1.24*SECTION 2105.** 283.33 (1) (am) of the statutes is created to read:

283.33 **(1)** (am) A discharge from a discernible, confined, and discrete conveyance of storm water associated with a construction site, including a construction site for a building, that meets criteria in rules promulgated by the department.

***–0226/1.25*SECTION 2106.** 283.33 (3) (d) of the statutes is created to read:

283.33 **(3)** (d) If the department determines that rules promulgated under s. 281.16 (2) prescribe performance standards that meet the requirements for establishing minimum standards under this subsection, the department's rules under s. 281.16 (2) satisfy the rule–making requirements under this subsection and shall apply as if they were promulgated under this subsection.

***–0226/1.26*SECTION 2107.** 283.33 (4) (a) (intro.) of the statutes is amended to read:

283.33 **(4)** (a) (intro.) In addition to obtaining a permit under this section, the owner or operator of an ~~industrial~~ activity described in sub. (1) (a) or (am) that discharges storm water through a municipal separate storm sewer system described in sub. (1) (b) to (cr) shall submit the following information to the owner or operator of the municipal separate storm sewer system:

***–0226/1.27*SECTION 2108.** 283.33 (5) of the statutes is amended to read:

283.33 **(5)** OTHER DISCHARGERS. A person who is required to obtain a permit under sub. (1) (a), (am), or (d) may apply for an individual permit or request coverage under a general permit issued by the department under s. 283.35.

***–0226/1.28*SECTION 2109.** 283.33 (7) of the statutes is amended to read:

283.33 **(7)** PETITIONS. The owner or operator of a municipal separate storm sewer system may petition the department to require a permit under this section for any discharge through the municipal separate storm sewer system. The department may approve the petition only if a permit for the discharge is required under sub. (1) (a), (am), or (d).

***–0383/4.1*SECTION 2110.** 283.35 (1m) (c) of the statutes is amended to read:

283.35 **(1m)** (c) Paragraph (b) does not apply after June 30, ~~2013~~ 2015.

***–0383/4.2*SECTION 2111.** 283.35 (1m) (d) of the statutes is repealed.

***–1313/1.1*SECTION 2112.** 285.69 (2) (a) 1. of the statutes is repealed.

***–1313/1.2*SECTION 2113.** 285.69 (2) (a) 2. of the statutes is repealed.

***–1313/1.3*SECTION 2114.** 285.69 (2) (a) 3. of the statutes is repealed.

***–1313/1.4*SECTION 2115.** 285.69 (2) (a) 4. of the statutes is repealed.

***–1313/1.5*SECTION 2116.** 285.69 (2) (a) 5. of the statutes is amended to read:

285.69 **(2)** (a) 5. That fees are not based on emissions by an air contaminant source in excess of 5,000 tons per year of each regulated pollutant~~, except that, subject to par. (b), this limitation does not apply to a major utility, as defined in s. 285.41 (1) (f), that owns or operates a phase I affected unit as listed in Table A of 42 USC 7651c~~.

***–1313/1.6*SECTION 2117.** 285.69 (2) (a) 6. of the statutes is repealed.

***–1313/1.7*SECTION 2118.** 285.69 (2) (a) 7. of the statutes is repealed.

***–1313/1.8*SECTION 2119.** 285.69 (2) (a) 9. of the statutes is repealed.

1 ***–1313/1.9*SECTION 2120.** 285.69 (2) (a) 10. of the statutes is repealed.

2 ***–1313/1.10*SECTION 2121.** 285.69 (2) (a) 11. of the statutes is repealed.

3 ***–1313/1.11*SECTION 2122.** 285.69 (2) (a) 12. of the statutes is created to read:

4 285.69 **(2)** (a) 12. That the fee billed in 2013 equals $37.51 per ton of emissions
5 specified in subd. 8.

6 ***–1313/1.12*SECTION 2123.** 285.69 (2) (a) 13. of the statutes is created to read:

7 285.69 **(2)** (a) 13. That the fee billed in 2014 equals $46.71 per ton of emissions
8 specified under subd. 8.

9 ***–1313/1.13*SECTION 2124.** 285.69 (2) (a) 14. of the statutes is created to read:

10 285.69 **(2)** (a) 14. That the fee billed in 2015 equals $59.81 per ton of emissions
11 specified under subd. 8.

12 ***–1313/1.14*SECTION 2125.** 285.69 (2) (a) 15. of the statutes is created to read:

13 285.69 **(2)** (a) 15. That the amount of the fee per ton of emissions specified under
14 subd. 8. billed in a year after 2015 is 104 percent of the amount of the fee per ton billed
15 in the previous year.

16 ***–1313/1.15*SECTION 2126.** 285.69 (2) (b) of the statutes is repealed.

17 ***–1313/1.16*SECTION 2127.** 285.69 (2) (e) of the statutes is amended to read:

18 285.69 **(2)** (e) Beginning in 2001 <u>and ending in 2012</u>, the owner or operator of
19 a stationary source for which an operation permit is required shall pay to the
20 department an annual fee of 86 cents per ton of actual emissions in the preceding
21 year of all air contaminants on which the fee under par. (a) is based.

22 ***–0559/1.1*SECTION 2128.** 285.69 (2m) (a) of the statutes is amended to read:

23 285.69 **(2m)** (a) The owner or operator of a stationary source for which an
24 operation permit is required under s. 285.60 but not under the federal clean air act

shall pay to the department a fee of ~~$300~~ $725 per year, except as provided in par. (b).

***–1092/2.100*SECTION 2129.** 292.11 (2) (e) of the statutes is repealed.

***–1092/2.101*SECTION 2130.** 292.11 (7) (a) of the statutes is amended to read:

292.11 **(7)** (a) Subject to ss. 94.73 (2m) ~~and 101.144 (3)~~, in any case where action required under sub. (3) is not being adequately taken or the identity of the person responsible for the discharge is unknown, the department or its authorized representative may identify, locate, monitor, contain, remove or dispose of the hazardous substance or take any other emergency action which it deems appropriate under the circumstances.

***–1092/2.102*SECTION 2131.** 292.11 (7) (c) of the statutes is amended to read:

292.11 **(7)** (c) Subject to ss. 94.73 (2m) ~~and 101.144 (3)~~, the department, for the protection of public health, safety or welfare, may issue an emergency order or a special order to the person possessing, controlling or responsible for the discharge of hazardous substances to fulfill the duty imposed by sub. (3).

***–1092/2.103*SECTION 2132.** 292.12 (1) (a) of the statutes is amended to read:

292.12 **(1)** (a) "Agency with administrative authority" means the department of agriculture, trade and consumer protection with respect to a site over which it has jurisdiction under s. 94.73 (2)~~, the department of safety and professional services with respect to a site over which it has jurisdiction under s. 101.144 (2) (a),~~ or the department of natural resources with respect to a site over which it has jurisdiction under s. 292.11 (7).

***–0386/2.2*SECTION 2133.** 292.31 (7) (d) of the statutes is created to read:

292.31 **(7)** (d) The department may enter into an agreement with a responsible party under the federal Comprehensive Environmental Response, Compensation,

and Liability Act, 42 USC 9601 to 9675, to provide management and technical support for a remedial action under the act. A responsible party shall reimburse the department for the costs the department incurs under an agreement, using the hourly billing rate calculated under s. NR 750.07 (2), Wis. Adm. Code.

***–1092/2.104*SECTION 2134.** 292.99 (1) of the statutes is amended to read:

292.99 **(1)** Except as provided under sub. (1m) and s. 292.63 (10), any person who violates this chapter or any rule promulgated or any plan approval, license or special order issued under this chapter shall forfeit not less than $10 nor more than $5,000 for each violation. Each day of continued violation is a separate offense. While an order is suspended, stayed or enjoined, this penalty does not accrue.

***–1092/2.105*SECTION 2135.** 299.07 (1) (a) 6m. of the statutes is created to read:

299.07 **(1)** (a) 6m. A certification or registration under s. 292.63 (2) (g).

***–1092/2.106*SECTION 2136.** 299.08 (1) (a) 6m. of the statutes is created to read:

299.08 **(1)** (a) 6m. A certification or registration under s. 292.63 (2) (g).

***–1092/2.107*SECTION 2137.** 299.09 (1) of the statutes is amended to read:

299.09 **(1)** In this section, "approval" means a well driller license under s. 280.15 (2m), certification for an incinerator operator under s. 285.51 (2), ~~or~~ certification for an operator of a solid waste disposal facility under s. 289.42 (1), or certification of a consultant under s. 292.63 (2) (g).

***–0374/P2.7*SECTION 2138.** 301.08 (1) (c) 4. of the statutes is amended to read:

301.08 **(1)** (c) 4. If the department collects any moneys from a vendor under a contract under subd. 2., the department shall credit those moneys to the appropriation account under s. 20.410 (1) ~~(ge)~~ (gf).

***–1130/9.73*SECTION 2139.** 301.235 (2) (a) 1. of the statutes is amended to read:

301.235 **(2)** (a) 1. Without limitation by reason of any other statute except ~~s.~~ ss. 13.48 (14) (am) and 16.848 (1), the power to sell and to convey title in fee simple to a nonprofit corporation any land and any existing buildings thereon owned by, or owned by the state and held for, the department or any of the institutions under the jurisdiction of the department for such consideration and upon such terms and conditions as in the judgment of the secretary are in the public interest.

***–1130/9.74*SECTION 2140.** 301.24 (4) of the statutes is amended to read:

301.24 **(4)** SALES. Except where a sale occurs under s. 13.48 (14) (am) or 16.848 (1), the department, with the approval of the building commission, may sell and convey such lands under the jurisdiction of the department as the secretary deems to be in excess of the present or future requirements of the department for either the operation of its facilities or programs, for the maintenance of buffer zones adjacent to its facilities or for other public purposes. The proceeds of the sales shall be credited to the state building trust fund.

***–1130/9.75*SECTION 2141.** 301.24 (4m) of the statutes is amended to read:

301.24 **(4m)** CORRECTIONAL INSTITUTION PROPERTY DISPOSITION. In addition to any other requirements under this section, except where a sale occurs under s. 13.48 (14) (am) or 16.848 (1), the department may sell or otherwise transfer or dispose of the property acquired for the correctional institution under s. 46.05 (1o), 1985 stats., only if the sale, transfer or disposition is approved by the joint committee on finance. The department shall submit a plan for any such proposed ~~sale,~~ transfer or disposition to the committee.

***–0336/P3.1*SECTION 2142.** 301.26 (4) (d) 2. of the statutes is amended to read:

301.26 **(4)** (d) 2. Beginning on July 1, ~~2011~~ 2013, and ending on June 30, ~~2012~~ 2014, the per person daily cost assessment to counties shall be ~~$284~~ $297 for care in a Type 1 juvenile correctional facility, as defined in s. 938.02 (19), ~~$284~~ $297 for care for juveniles transferred from a juvenile correctional institution under s. 51.35 (3), ~~$99~~ $125 for departmental corrective sanctions services, and ~~$40~~ $41 for departmental aftercare services.

***–0336/P3.2*SECTION 2143.** 301.26 (4) (d) 3. of the statutes is amended to read:

301.26 **(4)** (d) 3. Beginning on July 1, ~~2012~~ 2014, and ending on June 30, ~~2013~~ 2015, the per person daily cost assessment to counties shall be ~~$289~~ $304 for care in a Type 1 juvenile correctional facility, as defined in s. 938.02 (19), ~~$289~~ $304 for care for juveniles transferred from a juvenile correctional institution under s. 51.35 (3), ~~$100~~ $128 for departmental corrective sanctions services, and ~~$40~~ $41 for departmental aftercare services.

***–0238/2.2*SECTION 2144.** 301.26 (4) (e) of the statutes is amended to read:

301.26 **(4)** (e) For ~~foster care, group home care, and institutional child care to~~ alternate care services for delinquent juveniles under ss. 49.19 (10) (d), 938.48 (4) and (14), and 938.52 all payments and deductions made under this subsection and uniform fee collections under s. 301.03 (18) shall be credited to the appropriation account under s. 20.410 (3) (ho).

***–0238/2.3*SECTION 2145.** 301.26 (4) (ed) of the statutes is amended to read:

301.26 **(4)** (ed) For ~~foster care, group home care, and institutional child care to~~ alternate care services for serious juvenile offenders under ss. 49.19 (10) (d), 938.48 (4) and (14), and 938.52 all uniform fee collections under s. 301.03 (18) shall be credited to the appropriation account under s. 20.410 (3) (ho).

1 ***–0378/P1.1*SECTION 2146.** 301.26 (7) (intro.) of the statutes is amended to
2 read:

3 301.26 **(7)** ALLOCATIONS OF FUNDS. (intro.) Within the limits of the availability
4 of the appropriations under s. 20.410 (3) (cd) and (ko), the department shall allocate
5 funds for community youth and family aids for the period beginning on July 1, ~~2011~~
6 2013, and ending on June 30, ~~2013~~ 2015, as provided in this subsection to county
7 departments under ss. 46.215, 46.22, and 46.23 as follows:

8 ***–0378/P1.2*SECTION 2147.** 301.26 (7) (a) of the statutes is amended to read:

9 301.26 **(7)** (a) For community youth and family aids under this section,
10 amounts not to exceed $45,478,000 for the last 6 months of ~~2011~~ 2013, $90,956,100
11 for ~~2012~~ 2014, and $45,478,100 for the first 6 months of ~~2013~~ 2015.

12 ***–0378/P1.3*SECTION 2148.** 301.26 (7) (b) (intro.) of the statutes is amended
13 to read:

14 301.26 **(7)** (b) (intro.) Of the amounts specified in par. (a), the department shall
15 allocate $2,000,000 for the last 6 months of ~~2011~~ 2013, $4,000,000 for ~~2012~~ 2014, and
16 $2,000,000 for the first 6 months of ~~2013~~ 2015 to counties based on each of the
17 following factors weighted equally:

18 ***–0839/P4.72*SECTION 2149.** 301.26 (7) (b) 2. of the statutes is amended to
19 read:

20 301.26 **(7)** (b) 2. Each county's proportion of the total Part I juvenile arrests
21 reported statewide under the uniform crime reporting system of the ~~office of justice~~
22 ~~assistance~~ department of justice during the most recent 3–year period for which that
23 information is available.

24 ***–0378/P1.4*SECTION 2150.** 301.26 (7) (bm) of the statutes is amended to read:

301.26 **(7)** (bm) Of the amounts specified in par. (a), the department shall allocate $6,250,000 for the last 6 months of ~~2011~~ 2013, $12,500,000 for ~~2012~~ 2014, and $6,250,000 for the first 6 months of ~~2013~~ 2015 to counties based on each county's proportion of the number of juveniles statewide who are placed in a juvenile correctional facility during the most recent 3–year period for which that information is available.

***–0378/P1.5*SECTION 2151.** 301.26 (7) (c) of the statutes is amended to read:

301.26 **(7)** (c) Of the amounts specified in par. (a), the department shall allocate $1,053,200 for the last 6 months of ~~2011~~ 2013, $2,106,500 for ~~2012~~ 2014, and $1,053,300 for the first 6 months of ~~2013~~ 2015 to counties based on each of the factors specified in par. (b) 1. to 3. weighted equally, except that no county may receive an allocation under this paragraph that is less than 93% nor more than 115% of the amount that the county would have received under this paragraph if the allocation had been distributed only on the basis of the factor specified in par. (b) 3.

***–0378/P1.6*SECTION 2152.** 301.26 (7) (e) of the statutes is amended to read:

301.26 **(7)** (e) For emergencies related to community youth and family aids under this section, amounts not to exceed $125,000 for the last 6 months of ~~2011~~ 2013, $250,000 for ~~2012~~ 2014, and $125,000 for the first 6 months of ~~2013~~ 2015. A county is eligible for payments under this paragraph only if it has a population of not more than 45,000.

***–0378/P1.7*SECTION 2153.** 301.26 (7) (h) of the statutes is amended to read:

301.26 **(7)** (h) For counties that are participating in the corrective sanctions program under s. 938.533 (2), $1,062,400 in the last 6 months of ~~2011~~ 2013, $2,124,800 in ~~2012~~ 2014, and $1,062,400 in the first 6 months of ~~2013~~ 2015 for the provision of corrective sanctions services for juveniles from that county. In

distributing funds to counties under this paragraph, the department shall determine a county's distribution by dividing the amount allocated under this paragraph by the number of slots authorized for the program under s. 938.533 (2) and multiplying the quotient by the number of slots allocated to that county by agreement between the department and the county. The department may transfer funds among counties as necessary to distribute funds based on the number of slots allocated to each county.

***–0378/P1.8*SECTION 2154.** 301.26 (8) of the statutes is amended to read:

301.26 **(8)** ALCOHOL AND OTHER DRUG ABUSE TREATMENT. From the amount of the allocations specified in sub. (7) (a), the department shall allocate $666,700 in the last 6 months of ~~2011~~ 2013, $1,333,400 in ~~2012~~ 2014, and $666,700 in the first 6 months of ~~2013~~ 2015 for alcohol and other drug abuse treatment programs.

***–0839/P4.73*SECTION 2155.** 301.263 (3) of the statutes is amended to read:

301.263 **(3)** The department shall distribute 33% of the amounts distributed under sub. (1) based on each county's proportion of the violent Part I juvenile arrests reported statewide under the uniform crime reporting system of the ~~office of justice assistance in the department of administration~~ department of justice, during the most recent 2–year period for which that information is available. The department shall distribute 33% of the amounts distributed under sub. (1) based on each county's proportion of the number of juveniles statewide who are placed in a juvenile correctional facility or a secured residential care center for children and youth during the most recent 2–year period for which that information is available. The department shall distribute 34% of the amounts distributed under sub. (1) based on each county's proportion of the total Part I juvenile arrests reported statewide under the uniform crime reporting system of the ~~office of justice assistance~~ department of justice, during the most recent 2–year period for which that information is available.